

## Message Text

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61

ORIGIN OPIC-06

INFO OCT-01 ARA-06 ISO-00 EB-07 L-02 AID-05 TRSE-00 INT-05

COME-00 CIAE-00 INR-07 NSAE-00 /039 R

66614

DRAFTED BY: OPIC/GD:CHUNT

APPROVED BY: EB/IFD/OIA:RJSMITH

EB/IRD/OIA:DHSTEBBING

ARA/BC:AMISAACS

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P 292228Z JAN 75

FM SECSTATE WASHDC

TO AMEMBASSY SANTIAGO PRIORITY

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E.O. 11652: NA

TAGS: EINV, EMIN, CI

SUBJ: ANACONDA/OPIC ARBITRATION

1. CHILEAN LAWYER IN WASH ADVISING LAW FIRM REPRESENTING OPIC IN ARBITRATION WITH ANACONDA OVER THE TWO EXPROPRIATION INSURANCE CLAIMS DENIED BY OPIC STATES THERE IS A 1969 OR 1970 LEGAL MEMORANDUM BY ALFREDO ETCHEVERRY WHICH COULD BE USEFUL IN DEALING WITH CERTAIN CHILEAN LAW ISSUES IN OPIC BRIEF. ETCHEVERRY MEMORANDUM DEALS WITH FEASIBILITY OF NATIONALIZATION OF COPPER UNDER PRE 1971 CHILEAN CONSTITUTION. IT WAS A TECHNICAL STUDY PREPARED FOR USE OF PDC PLATFORM OR PROGRAM COMMITTEE IN TOMIC CAMPAIGN AND MAY NEVER HAVE BEEN PUBLISHED. NOVOA REFERS TO IT IN HIS BOOK ON COPPER NATIONALIZATION.

2. EMBASSY IS REQUESTED TO ATTEMPT TO OBTAIN A COPY AND FORWARD IT TO OPIC/GC BY MOST EXPEDITIOUS MEANS. INQUIRY CAN BE MADE THROUGH OPIC LOCAL COUNSEL PORTALUPPI IF NO MORE DIRECT RESOURCE EXISTS. ADVISE RE ANY LIMITATIONS ON ITS USE IN ARBITRATION PROCEEDINGS. EARLY ACTION AND/OR ADVICE REQUESTED DUE TO TIGHT SCHEDULE IN ARBITRATION.

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DECONTROL: 1/29/76. KISSINGER

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NNN

## Message Attributes

**Automatic Decaptioning:** X  
**Capture Date:** 01 JAN 1994  
**Channel Indicators:** n/a  
**Current Classification:** UNCLASSIFIED  
**Concepts:** COPPER, NATIONALIZATION, INSURANCE, ARBITRATION, SUBSIDIARIES, INVESTMENT GUARANTEES  
**Control Number:** n/a  
**Copy:** SINGLE  
**Draft Date:** 29 JAN 1975  
**Decaption Date:** 01 JAN 1960  
**Decaption Note:**  
**Disposition Action:** RELEASED  
**Disposition Approved on Date:**  
**Disposition Authority:** GolinoFR  
**Disposition Case Number:** n/a  
**Disposition Comment:** 25 YEAR REVIEW  
**Disposition Date:** 28 MAY 2004  
**Disposition Event:**  
**Disposition History:** n/a  
**Disposition Reason:**  
**Disposition Remarks:**  
**Document Number:** 1975STATE021064  
**Document Source:** CORE  
**Document Unique ID:** 00  
**Drafter:** OPIC/GD:CHUNT  
**Enclosure:** n/a  
**Executive Order:** N/A  
**Errors:** N/A  
**Film Number:** D750033-0451  
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**Image Path:**  
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**Legacy Key:** link1975/newtext/t1975019/aaaaahtt.tel  
**Line Count:** 61  
**Locator:** TEXT ON-LINE, ON MICROFILM  
**Office:** ORIGIN OPIC  
**Original Classification:** LIMITED OFFICIAL USE  
**Original Handling Restrictions:** n/a  
**Original Previous Classification:** n/a  
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**Page Count:** 2  
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**Previous Handling Restrictions:** n/a  
**Reference:** n/a  
**Review Action:** RELEASED, APPROVED  
**Review Authority:** GolinoFR  
**Review Comment:** n/a  
**Review Content Flags:**  
**Review Date:** 04 SEP 2003  
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**Secure:** OPEN  
**Status:** NATIVE  
**Subject:** ANACONDA/OPIC ARBITRATION  
**TAGS:** EINV, EMIN, CI, US, OPIC, ANACONDA  
**To:** SANTIAGO  
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